



3731

004002-002512.DAC.220094

**TRANSMITTAL
FORM**

(to be used for all correspondence after initial filing)

Application Number	09/694,521
Filing Date	October 23, 2000
First Named Inventor	George Frey
Group Art Unit	3731
Examiner Name	
Total Number of Pages in this Submission	Attorney Docket Number 4002-2512

ENCLOSURES (check all that apply)

<input type="checkbox"/> Fee Transmittal Form	<input type="checkbox"/> Assignment Papers	<input type="checkbox"/> After Allowance Communication to Group
<input type="checkbox"/> Fee Attached	<input type="checkbox"/> Drawing(s)	<input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences
<input type="checkbox"/> Amendment Response	<input type="checkbox"/> Licensing-related Papers	<input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief)
<input type="checkbox"/> After Final	<input type="checkbox"/> To Convert a Provisional Application	<input type="checkbox"/> Proprietary Information
<input type="checkbox"/> Affidavits/declaration(s)	<input type="checkbox"/> Power of Attorney, Revocation, Change of Correspondence Address	<input type="checkbox"/> Status Letter
<input type="checkbox"/> Extension of Time Request	<input type="checkbox"/> Terminal Disclaimer	<input type="checkbox"/> Additional Enclosure (please identify below)
<input type="checkbox"/> Express Abandonment Request	<input type="checkbox"/> Small Entity Statement	<input checked="" type="checkbox"/> Return Receipt Postcard
<input checked="" type="checkbox"/> Suppl. Information Disclosure Statement	<input type="checkbox"/> Request for Refund	X 1449
<input type="checkbox"/> Certified Copy of Priority Documents		X 7 cited refs.
		X International Search Report
		X Pending Claims in PCT/US02/15374
<input type="checkbox"/> Response to Missing Parts/Incomplete Application	Remarks	
<input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm or Individual Name	Douglas A. Collier Woodard, Emhardt, Moriarty, McNett & Henry LLP
Signature	<i>Douglas A. Collier</i> #43,556
Date	May 19, 2003

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Typed or printed name	Douglas A. Collier	<i>Douglas A. Collier</i>	Date	May 19, 2003
Signature				



004002-002512.DAC.220093

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

#9

In re patent)	
application of:)	Before the Examiner
)	
George Frey et al.)	
)	
Serial No. 09/694,521)	
)	Group Art Unit 3731
Filed October 23, 2000)	
)	
DEVICES AND TECHNIQUES FOR)	Atty Docket 4002-2512
POSTERIOR LATERAL DISC SPACE)	
APPROACH)	May 19, 2003

SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

Assistant Commissioner for Patents
P.O. Box 1450
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Sir:

Pursuant to the duty of disclosure embodied in 37 C.F.R § 1.56 and 1.98, Applicant discloses the following references on the attached Information Disclosure Citation Form. This information is not believed to have been previously submitted in this application by the applicants.

The filing of this information Disclosure Statement shall not be construed as an admission that the information cited is, or is considered to be, material to patentability as defined in §1.56 or that any information cited is prior art.

Also enclosed is a search report from PCT/US02/15374 which claims priority to commonly owned U.S. Patent App. Serial No. 09/694,521 and 10/120,104. The '521 and '104 applications also claim priority to the present application. A copy of the pending claims in the '374 PCT application is provided to facilitate consideration of the

International Search Report application of the references to those claims, and to provide a concise statement regarding the relevance of the foreign language references submitted herewith under 37 CFR 1.98(a)(3).

This Statement is being submitted before the mailing of a First Office Action on the merits, therefore no fees are believed due for consideration of the enclosed references. The Commissioner is authorized to charge any additional fees or credit any overpayment to Deposit Account No. 23-3030, but not to include any payment of issue fees.

Respectfully submitted

By: Douglas A. Collier
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Douglas A. Collier
Name of Registered Representative

Douglas A. Collier
Signature

May 19, 2003
Date of Signature